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PATENT Attorney Docket No. 06478.1442

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Claude NÉGRIER et al.

Serial No. 09/559,344

Filed: April 27, 2000

For: DNA CONSTRUCT FOR THE

TISSUE-SPECIFIC EXPRESSION

OF A BLOOD COAGULATION

FACTOR

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Croup Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

OF A BLOOD COAGULATION

FACTOR

OF A BLOOD COAGULATION

FACTOR

Assistant Commissioner for Patents Washington, DC 20231

Sir:

## **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached.

The relevance of French Patent No. 2 763 959-A1 is provided in the abstract of WO 98/55639, which relies on French Patent No. 2 763 959-A1 for priority.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art"

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under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: November 7, 2000

By:

Sanya Sukduang

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